

2001 DRAFTING REQUEST

Bill

Received: **11/08/2000**

Received By: **fasttn**

Wanted: **Today**

Identical to LRB:

For: **John Gard (608) 266-2343**

By/Representing: **Fred Ammerman (LFB)**

This file may be shown to any legislator: **NO**

Drafter: **fasttn**

May Contact:

Alt. Drafters:

Subject: **Transportation - highways**

Extra Copies: **PJH, MES, LFB - 1**

Pre Topic:

No specific pre topic given

Topic:

Transportation aids to local professional football stadium districts

Instructions:

Draft as bill provisions from 1999 AB-730/892 on transportation aids to local professional football stadium district; provide \$9.1 million in current fiscal year, i.e., 2000-01

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	fasttn 11/08/2000	gilfokm 11/08/2000					State
/1			pgreensl 11/08/2000		lrb_docadmin 11/08/2000	lrb_docadmin 11/09/2000	

FE Sent For:

<END>

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1?	fasttn	1-11/8 Kmg	11/8 PG	11/8 PG/RS			

FE Sent For:

<END>

2001

Date (time) needed

TODAY 11/8/00

LRB - 0952 / 1

D - NOTE

BILL

TNF King:

Use the appropriate components and routines developed for bills.

AN ACT . . . [generate catalog] to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . . of the statutes; relating to: transportation aids to local professional football stadium districts and making an appropriation.

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: create -> anal: -> title: -> head

For the subheading, execute: create -> anal: -> title: -> sub

For the sub-subheading, execute: create -> anal: -> title: -> sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create -> anal: -> text

(Attached)

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION #.

ASSEMBLY BILL 892

SECTION 5

position of member of the district board of a local professional football stadium district created under subch. IV of ch. 229.

SECTION 6. 19.59 (1) (a) of the statutes is amended to read:

19.59 (1) (a) No local public official may use his or her public position or office to obtain financial gain or anything of substantial value for the private benefit of himself or herself or his or her immediate family, or for an organization with which he or she is associated. A violation of this paragraph includes the acceptance of free or discounted admissions to a professional baseball or football game by a member of the district board of a local professional baseball park district created under subch. III of ch. 229 or a local professional football stadium district created under subch. IV of ch. 229. This paragraph does not prohibit a local public official from using the title or prestige of his or her office to obtain campaign contributions that are permitted and reported as required by ch. 11.

SECTION 7. 19.59 (1) (g) 1. a. of the statutes is amended to read:

19.59 (1) (g) 1. a. "District" means a local professional baseball park district created under subch. III of ch. 229 or a local professional football stadium district created under subch. IV of ch. 229.

SECTION 8. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

ASSEMBLY BILL 892

~~1999-00~~ 1999-00
~~2000-01~~ 2000-01
3TET STET

20.395 Transportation, department of

(1) AIDS

(gv) Transportation aids to local professional football stadium districts

, state funds

9,100,000

SEG C

-0-

401

~~20.566 Revenue, department of~~

~~(1) COLLECTION OF TAXES~~

~~(ge) Administration of local professional football stadium district taxes~~

~~PR A -0-~~

SECTION 9. 20.395 (1) (gv) of the statutes is created to read:

, state funds

20.395 (1) (gv) *Transportation aids to local professional football stadium districts.* As a continuing appropriation, the amounts in the schedule for transportation aids to local professional football stadium districts under s. 85.62.

SECTION 10. 20.566 (1) (ge) of the statutes is created to read:

20.566 (1) (ge) *Administration of local professional football stadium district taxes.* From the moneys transferred from the appropriation account under s. 20.835 (4) (ge), the amounts in the schedule for administering the special district taxes imposed under s. 77.706 by a local professional football stadium district created under subch. IV of ch. 229.

SECTION 11. 20.835 (4) (ge) of the statutes is created to read:

20.835 (4) (ge) *Local professional football stadium district taxes.* All moneys received from the taxes imposed under s. 77.706, for the purpose of distribution to

1 subsection is subject to the duties of confidentiality to which the department of
2 revenue is subject under s. 77.61 (5).

3 SECTION 31. 77.76 (4) of the statutes, as affected by 1999 Wisconsin Act 9, is
4 amended to read:

5 77.76 (4) There shall be retained by the state 1.5% of the taxes collected for
6 taxes imposed by special districts under ~~s. ss. 77.705 and 77.706~~ and 1.75% of the
7 taxes collected for taxes imposed by counties under s. 77.70 to cover costs incurred
8 by the state in administering, enforcing and collecting the tax. All interest and
9 penalties collected shall be deposited and retained by this state in the general fund.

10 SECTION 32. 85.62[✓] of the statutes is created to read:

11 85.62 Aid to local professional football stadium districts. The
12 department may make aid payments from the appropriation under s. 20.395 (1) (gv)[✓]
13 to a local professional football stadium district created under subch. IV[✓] of ch. 229[✓] for
14 the development, construction, reconstruction[✓], or improvement of bridges, highways,
15 parking lots, garages, transportation facilities[✓], or other functionally related or
16 auxiliary facilities or structures associated with a football stadium, as defined in s.
17 229.821 (6).[✓]

18 SECTION 33. 219.09 (1) (d) of the statutes is created to read:

19 219.09 (1) (d) A local professional football stadium district created under
20 subch. IV of ch. 229.

21 SECTION 34. Subchapter IV of chapter 229 [precedes 229.820] of the statutes
22 is created to read:

23 CHAPTER 229

(END)

D-NOTE

ASSEMBLY BILL 892

1 ~~use tax, state aid for transportation facilities associated with a professional~~
2 ~~football team's home stadium; and making appropriations.~~

1999 Wisconsin Act

167 created *Analysis by the Legislative Reference Bureau*~~CREATION AND DISSOLUTION OF A DISTRICT~~

~~This bill creates~~ a professional football stadium district, which is a special purpose district, in each county with a population of more than 150,000 that includes the principal site of an existing, or to be constructed, league-approved home stadium for a professional football team that is a member of a league of teams that have home stadiums in at least ten states and a collective average attendance for all league members of at least 40,000 per game over the five years immediately preceding the year in which a district is created. A district is a local unit of government that is a body corporate and politic and that is separate and distinct from, and independent of, the state and the political subdivisions within its jurisdiction. ~~Under the bill, a district's jurisdiction remains fixed even if population or attendance figures subsequently decline below the minimums described. A district does not have jurisdiction over any relocated stadium, whether or not the stadium is approved by the league.~~

In connection with football stadium facilities, the powers of a district include the construction, maintenance, management and acquisition of the football stadium and facilities; the issuance of bonds and imposition of a sales tax and a use tax to finance the stadium and facilities; and the authority to enter into partnerships, joint ventures, common ownership or other arrangements with other persons to further the district's purposes. Before the taxes imposed by a district may take effect, however, the district's action must be approved in a referendum. A district may also set standards governing the use of, and the conduct within, the stadium and facilities, and may set and collect fees for the use of the facilities or for the right to purchase admission to events at the stadium. Unless it is not feasible to do so, the bill requires a district to enter into a contract with a professional football team, or a subsidiary or affiliate of the team, that requires the team or its subsidiary or affiliate to acquire and construct football stadium facilities that are part of any facilities that the district leases to the team or its subsidiary, whether or not the football stadium facilities are financed by a district.

The district is governed by a board that consists of two persons appointed by the governor, two persons appointed by the chief elected official of the most populous city within the district's jurisdiction, two persons appointed by the chief elected official of the county in which the football stadium is located and, if such a situation exists, one person appointed by the chief elected official of each city, village or town (municipality) within the district's jurisdiction, other than the most populous city within the district's jurisdiction, that has a boundary at the time of the district's creation that is contiguous to a boundary of the site of the football stadium.

A district may dissolve by action of the district board, subject to payment of the district's bonds and fulfillment of its other contractual obligations. If a district is

ASSEMBLY BILL 892

appropriates \$9,100,000 in fiscal year 2000-01 for such payments.

TRANSPORTATION AIDS

This

The bill authorizes the department of transportation to make aid payments to a local professional football stadium district for the development, construction, reconstruction, or improvement of bridges, highways, parking lots, garages, transportation facilities, or other functionally related or auxiliary facilities or structures associated with any home stadium of a professional football team, and creates a continuing appropriation in the segregated transportation fund for this purpose. The bill does not appropriate any money for the purpose of DOT making such aid payments. Continuing appropriations are expendable until fully depleted or repealed by subsequent action of the legislature.

For further information see the state and local fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 13.94 (4) (a) 1. of the statutes, as affected by 1999 Wisconsin Act 9, is amended to read:

13.94 (4) (a) 1. Every state department, board, examining board, affiliated credentialing board, commission, independent agency, council or office in the executive branch of state government; all bodies created by the legislature in the legislative or judicial branch of state government; any public body corporate and politic created by the legislature including specifically a professional baseball park district, a local professional football stadium district and a family care district created under s. 46.2895; every Wisconsin works agency under subch. III of ch. 49; every provider of medical assistance under subch. IV of ch. 49; technical college district boards; development zones designated under s. 560.71; every county department under s. 51.42 or 51.437; every nonprofit corporation or cooperative to which moneys are specifically appropriated by state law; and every corporation, institution, association or other organization which receives more than 50% of its

LRB-0952/1dn

TNF: King:

DRAFTER'S NOTE

Section 16.47(2), stats., states that neither house may pass any bill that contains an appropriation of or increases the cost of state government by more than \$10,000 annually until both houses pass the executive budget bill, except that the governor or joint committee on finance (or, under certain circumstances, the committee on organization of either house) may recommend the bill's passage as an emergency appropriations bill.

This bill creates a ^{sum certain,} continuing appropriation of \$9,100,000 in fiscal year 2000-01. Continuing appropriations are expendable until fully depleted or repealed by subsequent action of the legislature

TNF

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0952/1dn
TNF:kmg:pg

November 8, 2000

Section 16.47 (2), stats., states that neither house may pass any bill that contains an appropriation of or increases the cost of state government by more than \$10,000 annually until both houses pass the executive budget bill, except that the governor or joint committee on finance (or, under certain circumstances, the committee on organization of either house) may recommend the bill's passage as an emergency appropriations bill.

This bill creates a sum certain, continuing appropriation of \$9,100,000 in fiscal year 2000-01. Continuing appropriations are expendable until fully depleted or repealed by subsequent action of the legislature.

Timothy N. Fast
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State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

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LEGAL SECTION: (608) 266-3561
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November 8, 2000

MEMORANDUM

To: Representative Gard

From: Timothy N. Fast, Senior Legislative Attorney

Re: LRB-0952 Transportation aids to local professional football stadium districts

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-9739 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.